

**RULES
OF
TENNESSEE DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION – EDUCATIONAL TELEVISION**

**CHAPTER 0520-8-1
STATEMENT OF POLICY**

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0520-8-1-.01 GENERAL.

- (1) The license to broadcast on state owned educational television stations will be held by the Tennessee State Board of Education hereinafter designated as “The State Board.”
- (2)
- (a) All state owned educational television stations will operate under the rules and regulations of the Federal Communications Commission as provided in the Communications Act of 1934, as amended, and under state regulations which apply.
- (b) FCC regulations as provided in The Federal Communications Act of 1934, as amended, require identification of any organization or person furnishing a program. They prohibit broadcast of information concerning a lottery, and broadcasts containing libel, slander, profanity, and obscenity.
- (3)
- (a) The State Board, serving the entire state’s educational needs, will be responsible for all programs broadcast on state owned educational television stations and will make all programming policies.
- (b) Program policy will be subject to periodic review by The State Board as these needs and other conditions warrant.
- (4) Program policy as established in this statement will be carried out in terms of broadcast programs by the State Commissioner of Education, and final programming decisions will be left to him within the boundaries established here.

Authority: *T.C.A. Section 49—3802. Administrative History: Original rule certified June 10, 1974.*

0520-8-1-.02 EDUCATION.

- (1) A portion of the programs will be specifically planned and produced by the various state owned educational television stations to meet the educational needs of the elementary and secondary schools of the State and community.
- (2) Another portion of the stations programs, planned and produced to meet the educational needs of the elementary and secondary schools of the State, will be supplied by other educational television stations operating in Tennessee.

(Rule 0520-8-1-.02, continued)

(3)

- (a) Programs will be developed with educational and cultural organizations and individuals to meet the educational needs which are present in the community. Criteria will be the extent and scope of the need and the degree to which any organization or individual can provide quality programming.
 - (b) Programs which seek to promote only the interest of the organization providing the program, or which deals with organizational matters for its members will not satisfy these criteria.
- (4) Program balance, as between types and sources, will be determined by the State Commissioner of Education or his designated representative, working within the patterns established by this statement of policy, and by periodic consultation with The State Board.
- (a) Audience needs will be met in terms of the seriousness of those needs and the ability of the station to provide programs. These will depend on station staff size, budget, availability of programs from other Tennessee educational stations, and amount of broadcast time available.
 - (b) The ability of any program source to adequately meet audience needs will be considered.
 - (c) As good a program balance as possible; among in-school direct teaching, adult direct teaching, and general adult education; will be maintained.
- (5) The following are minimum conditions which may be amplified as administrative and other needs require.
- (a) A station must participate in Instructional Television to receive state funds as part of any fund distribution formula.
 - (b) In order to support state goals of education whenever use of Instructional Television is appropriate, there should be coordination among stations to the greatest extent possible.
 - (c) Each station will specify an Instructional Television budget to the State Department of Education.
 - (d) In addition to providing a minimum of 32 weeks of in-school and in-service programming, stations will cooperate in research and experimentation and may also be required to each produce no more than two instructional series and three single programs of a general education nature at the request of the Department of Education.
 - (e) Each station will have at least one field representative and/or ITV Director.
 - (f) Stations will cooperate with the State Department of Education in its supportive and administrative role in Instructional and Educational Television.

Authority: T.C.A. §§49—3802 and Chapter 514, Public Acts of 1984 §6. **Administrative History:** Original rule certified June 10, 1974. Amendment filed August 20, 1984; effective November 13, 1984.

0520-8-1-.03 SPONSORSHIP.

- (1) State owned station programs may not, by FCC rules, “promote the sale of a product.” No program may be presented which runs counter to this regulation.
- (2) This regulation does not, however, prevent a company, concern or corporation from providing funds which will aid in the presentation of a special program or series of such programs. Acknowledgement of this assistance must be made public during the program.

(Rule 0520-8-1-.03, continued)

Authority: T.C.A. §§49—3802. Administrative History: Original rule certified June 10, 1974.

0520-8-1-.04 RELIGION.

- (1) Religious services, as such, will not be presented.
- (2) Programs having to do with moral and spiritual values will be welcome, providing the above mentioned rules are observed.

Authority: T.C.A. §§49—3802. Administrative History: Original rule certified June 10, 1974.

0520-8-1-.05 POLITICS.

- (1) Campaign speeches by or for candidates for political office will not be broadcast.
- (2) The situation may present documentary type programs which depict city, county, state, and federal governments in action.
- (3) The Tennessee State Board of Education, in compliance with the Federal Election Campaign Act of 1971 and with the Rules and Regulations of the Federal Communications Commission will make provision, through its Chairman, that any legally qualified candidates for federal elective office may have, on behalf of his candidacy, reasonable access to broadcast stations licensed to said Board; provided that the said candidate requests station time in writing at least ten (10) days prior to the election in which he is a candidate, thus allowing the Board time to meet the qual time provision of FCC Rules and Regulations.

Authority: T.C.A. §§49—3802. Administrative History: Original rule certified June 10, 1974.

0520-8-1-.06 FUND RAISING.

Broadcast time of state owned educational television stations shall not be used for fund raising.

Authority: T.C.A. §§49—3802. Administrative History: Original rule certified June 10, 1974.

0520-8-1-.07 RELATIONS WITH COMMERCIAL STATIONS.

- (1) It will be the policy of all state owned educational television stations not to compete with local commercial television stations or to duplicate their services, but rather to cooperate with these stations in every way possible.
- (2) State owned educational television stations may make available to commercial television stations, in their community, programs which such a station might wish to re-broadcast. Extra cost entailed in providing the programs will be borne by the station requesting them.

Authority: T.C.A. §§49—3802. Administrative History: Original rule certified June 10, 1974.